

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO, HELD IN
THE COUNCIL CHAMBERS, MUNICIPAL
PLAZA BUILDING, THURSDAY, JANUARY
11, 1996.

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96-02 The City Council convened in an informal "B" Session at 10:00 A.M., Municipal Plaza Building, "B" Room, to consider the following item(s). The Council members present were: FLORES, McCLENDON, AVILA, SOLIS, HERRERA, MARBUT, PEAK, WEBSTER, THORNTON. Absent: BILLA BURKE, ROSS.

A. Interviews for the Citizens Police Advisory Review Board - Council concurred to move this forward to next week's agenda for formal consideration.

B. Interviews for the Fort Sam Houston Gateway Committee - Council concurred to move this forward to next week's agenda for formal consideration and to rename the committee to the South Fort Sam Houston Development Advisory Board.

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96-02 The regular meeting was called to order at 1:00 P.M. by the Presiding Officer, Mayor William E. Thornton, with the following members present: FLORES, McCLENDON, BILLA BURKE, AVILA, SOLIS, HERRERA, ROSS, MARBUT, PEAK, WEBSTER, THORNTON; Absent: NONE.

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96-02 Invocation - Reverend Stan Wright, Alamo Heights Christian Church.

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96-02 Pledge of Allegiance to the flag of the United States.

96-02 MARTIN LUTHER KING JR. CELEBRATION

Mayor Thornton introduced Rev. Thurman Walker, Chairman, and Councilwoman Ruth Jones McClendon.

Rev. Walker spoke to the associated scholarship program.

Ms. Nancy Bohman, coordinator, spoke to the caliber and quality of the scholarship winners, and quoted experts from submitted essays by scholarship winners. She then introduced other board members present, and was joined by Mayor Thornton and Ms. McClendon for the formal presentation of the scholarships to the students present.

Mayor Thornton then read a proclamation designating "Martin Luther King Jr. Day/Month" in San Antonio, and presented it to Rev. Walker.

Ms. McClendon urged San Antonio citizens to join in the MLK march being planned, and thanked City staff, particularly the staff coordinator, Assistant to the City Manager, Travis Bishop.

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96-02

COUNCILMAN ROSS

Mayor Thornton formally welcomed back Councilman Ross, who is attending his first City Council meeting since undergoing heartbypass surgery some weeks ago.

Mr. Ross expressed his pleasure at being back at Council meetings, and thanked all for their prayers and concern.

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96-02

INJURY TO MR. PEAK

Mayor Thornton spoke to the recent injury that has left Councilman Peak with a broken left arm, and noted that he is scheduled to have surgery on the injury on Saturday next.

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96-02

GREATER KELLY DEVELOPMENT CORPORATION

Mayor Thornton read from a prepared statement concerning today's scheduled interviews for the Greater Kelly Development Corporation, a copy of which is made a part of the papers of this meeting. He spoke to the questions that are to be addressed by each person being interviewed today, and then spoke to the actual selection process to be followed.

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96-02

CONSENT AGENDA

Mr. Avila made a motion to approve Agenda Items 6 through 20, constituting the Consent Agenda, with Item 9 having earlier been removed from consideration by the City Manager, and Item 8 having been pulled for individual consideration. Mr. Solis seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinances, prevailed by the following vote: AYES: Flores, Avila, Solis, Herrera, Ross, Marbut, Peak, Webster, Thornton. NAYS: None. ABSENT: McClendon, Billa Burke.

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AN ORDINANCE 83,397

ACCEPTING THE LOW BID OF SWARCO INDUSTRIES, INC. TO FURNISH THE CITY OF SAN ANTONIO PUBLIC WORKS DEPARTMENT TRAFFIC OPERATIONS DIVISION WITH PAVEMENT MARKING MATERIAL ON AN ANNUAL CONTRACT BASIS FOR A TOTAL OF APPROXIMATELY \$40,000.00.

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AN ORDINANCE 83,398

ACCEPTING THE LOW, QUALIFIED BID OF TEXAS STATE DISTRIBUTORS, INC. TO FURNISH THE CITY OF SAN ANTONIO POLICE DEPARTMENT WITH SEMI-AUTOMATIC PISTOLS FOR A TOTAL OF \$75,600.00.

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AN ORDINANCE 83,399

ACCEPTING THE LOW BID OF GRANDE TRUCK CENTER, INC. AND SANTEX INTERNATIONAL TRUCKS, INC. TO FURNISH THE CITY OF SAN ANTONIO WITH MEDIUM AND HEAVY DUTY TRUCKS FOR A TOTAL OF \$1,543,218.00.

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AN ORDINANCE 83,400

ACCEPTING THE LOW, QUALIFIED BID OF R.L. JONES, INC. IN THE AMOUNT OF \$573,320.20 IN CONNECTION WITH THE LOVERA-SAN PEDRO TO BLANCO COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) RECONSTRUCTION PROJECT; AUTHORIZING A CONTRACT; REVISING THE PROJECT BUDGET; AUTHORIZING \$33,208.00 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES, \$10,200.00 FOR ADDITIONAL ENGINEERING EXPENSES, AND \$800.00 FOR ADVERTISING EXPENSES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 83,401

ACCEPTING THE LOW, QUALIFIED BID OF SAN ANTONIO

CONSTRUCTORS, INC. IN THE AMOUNT OF \$183,816.58 IN CONNECTION WITH THE WESTRIDGE-ACME TO LAVERNE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) RECONSTRUCTION PROJECT; AUTHORIZING A CONTRACT; REVISING THE PROJECT BUDGET; AUTHORIZING \$11,474.00 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES, AND \$800.00 FOR ADVERTISING EXPENSES; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 83,402

ACCEPTING THE LOW, QUALIFIED BID AND AWARDING A 1994 GENERAL OBLIGATIONS STREET BOND FUNDED CONSTRUCTION CONTRACT IN THE AMOUNT OF \$298,778.14 TO SAN ANTONIO CONSTRUCTORS, INC.; AUTHORIZING \$18,464.00 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES AND \$800.00 FOR ADVERTISING EXPENSES IN CONNECTION WITH THE MONTEZUMA-ZARZAMORA TO HAMILTON STREET PROJECT.

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AN ORDINANCE 83,403

ACCEPTING THE LOW, QUALIFIED BID AND AWARDING A 1989 GENERAL OBLIGATION LIBRARY BOND FUNDED CONSTRUCTION CONTRACT IN THE AMOUNT OF \$625,477.00 TO F.A. NUNNELLY CONSTRUCTION, INC.; AUTHORIZING \$40,482.00 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES AND AN ADDITIONAL \$800.00 FOR ADVERTISING EXPENSES IN CONNECTION WITH THE BROOKHOLLOW BRANCH LIBRARY ADDITION AND RENOVATION PROJECT.

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AN ORDINANCE 83,404

ACCEPTING THE LOW, QUALIFIED BID AND AWARDING A 1989 GENERAL OBLIGATION LIBRARY BOND FUNDED CONSTRUCTION CONTRACT IN THE AMOUNT OF \$379,800.00 TO TOM PAGE AND COMPANY, INC.; AUTHORIZING \$37,000.00 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES AND AN ADDITIONAL \$800.00 FOR ADVERTISING EXPENSES IN CONNECTION WITH THE LANDA BRANCH LIBRARY RENOVATION PROJECT.

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AN ORDINANCE 83,405

ACCEPTING THE DEDICATION OF A PERMANENT DRAINAGE EASEMENT FROM ROBERT MONROE OUT OF LOT 4, BLOCK 1, NEW CITY BLOCK 18197, BEXAR COUNTY, TEXAS, AND THE DEDICATION OF A PERMANENT DRAINAGE EASEMENT FROM RICHARD POWELL OUT OF LOT 1, BLOCK 1, NEW CITY BLOCK 18197, BEXAR COUNTY, TEXAS, IN CONNECTION WITH THE BITTERS ROAD AT MONORE/COMPUTER SUPPORT SUBDIVISIONS.

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AN ORDINANCE 83,406

AUTHORIZING PAYMENT IN THE AMOUNT OF \$34,850.00 ON THE WURZBACH PARKWAY P.A.S.S. PROJECT (THOUSAND OAKS EXTENSION) FOR CONSTRUCTION COST (RELOCATION OF A FIBER-OPTIC CABLE); AND APPROPRIATING FUNDS.

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AN ORDINANCE 83,407

AUTHORIZING THE CITY MANAGER AND THE CITY ATTORNEY TO COMPROMISE AND SETTLE CAUSE NO. 94-CI-03910, IN THE 73RD JUDICIAL DISTRICT COURT, STYLED EDWARD PECINA VS. CITY OF SAN ANTONIO, IN THE AMOUNT OF \$6,500.00, PLUS COURT COSTS.

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AN ORDINANCE 83,408

AUTHORIZING THE CITY MANAGER AND THE CITY ATTORNEY TO COMPROMISE AND SETTLE CAUSE NO. 218,002 STYLED JIMMY TAGLE V. CITY OF SAN ANTONIO, ET AL. IN THE TOTAL AMOUNT OF \$8,500.00.

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AN ORDINANCE 83,409

AUTHORIZING THE CITY MANAGER AND THE RISK MANAGER TO TAKE NECESSARY ACTION TO SETTLE THE CLAIM OF CITY OF LEON VALLEY - TML SUBROGATION AGAINST THE CITY OF SAN ANTONIO IN THE AMOUNT OF \$5,430.73.

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96-02 The Clerk read the following Ordinance:

AN ORDINANCE 83,410

ACCEPTING THE PROPOSAL OF MOTOROLA COMMUNICATIONS AND ELECTRONICS, INC. TO FURNISH THE CITY OF SAN ANTONIO INFORMATION SERVICES DEPARTMENT WITH PUBLIC SAFETY RADIOS FOR THE POLICE AND FIRE DEPARTMENT FOR A TOTAL OF APPROXIMATELY \$100,000.00.

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

Ms. Janie Cantu, Director of Purchasing & General Services, briefly explained the proposed ordinance.

In response to a question by Mr. Webster, Mr. Frank Stromboe, Director of Information Services, spoke to a study of the City's radio equipment system problems, and the recommendation for a new system, which he stated would take about two years to set in place. He noted that the question today is further investment in the current system versus waiting for the new system to be emplaced. He noted that he is watching closely any purchases for the current system, and addressed the timetable for future reports involved with the radio system.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Avila, Solis, Herrera, Ross, Marbut, Peak, Webster, Thornton; NAYS: None; ABSENT: Flores, McClendon, Billa Burke.

96-02 The Clerk read the following Ordinance:

AN ORDINANCE 83,411

AN ORDINANCE BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO, TEXAS AUTHORIZING THE ISSUANCE, SALE AND DELIVERY OF \$35,330,000 IN PRINCIPAL AMOUNT OF "CITY OF SAN ANTONIO, TEXAS GENERAL IMPROVEMENT BONDS, SERIES 1996"; SECURING THE PAYMENT THEREOF BY AUTHORIZING THE LEVY OF AN ANNUAL AD VALOREM TAX; APPROVING AND AUTHORIZING THE EXECUTION OF ALL INSTRUMENTS AND PROCEDURES RELATED THERETO INCLUDING A PAYING AGENT/REGISTRAR AGREEMENT AND AN OFFICIAL STATEMENT; DECLARING AN EMERGENCY; AND DECLARING AN EFFECTIVE DATE.

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

Ms. Nora Chavez, Director of Finance, narrated a video presentation on this matter, noting that a number of strong bids have been received for the City's bond and/or certificate of obligation issues on today's Council agenda. She further noted that the City has maintained its strong AA bond rating despite the Kelly Air Force Base issue and the water issue, and spoke to the results of bids received on all three offerings being made today. She spoke to the historical trends for San Antonio's bonds/certificates of obligation.

Mr. Alexander E. Briseno, City Manager, addressed the importance of the bond-sale trend, noting that the bids received today are the lowest interest rates received in years. He spoke to the questions with Kelly and the water issue, raised by the bond-rating agencies, and spoke to San Antonio's track record in economic development and fiscal management, thanking all involved at the City level.

Mayor Thornton spoke to the recent presentations made by a San Antonio delegation to the New York City bond houses, and thanked Mr. Solis and Mr. Herrera for their part in that trip, noting that better bond ratings translate to lower interest rates on bonds sold.

Mr. Marbut addressed the importance of impartial ratings by the bond-rating industry, and congratulated City staff.

In response to a question by Mr. Marbut, Ms. Chavez noted that the City's recently-adopted reporting requirements apply to this bond certificates of obligation issue.

Mr. Solis stated his belief that today's bids reflect a reaffirmation in Council-Manager government for San Antonio, and spoke in contrast with the federal government and its problems.

In response to a question by Mr. Ross, Ms. Chavez compared the bond-sale interest rate with staff projections and assumptions, which are readjusted periodically, and are conservative in nature. She then spoke to the City's remaining bonding capacity after today's sale.

Mr. Ross spoke to his desire to accelerate bond sales in order to take advantage of the interest rates in the current market.

Ms. Chavez spoke to the delicate balance maintained between bonded indebtedness and the City's ability to pay for bonds without any increase in the tax rate.

Mr. Briseno noted that the process to study this already is underway, and he addressed possible alternatives. He also noted that the City cannot add bonds to today's bid amounts.

Mayor Thornton briefly summarized the options available for future bond sales and expenditures.

Ms. Chavez stated that City staff can update this matter in a briefing, perhaps during a March "B" Session.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Avila, Solis, Ross, Marbut, Peak, Thornton; NAYS: None; ABSENT: Herrera, Webster.

96-01 The Clerk read the following Ordinance:

AN ORDINANCE 83,412

AN ORDINANCE BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO, TEXAS AUTHORIZING THE ISSUANCE, SALE AND DELIVERY OF \$9,520,00 IN PRINCIPAL AMOUNT OF "CITY OF SAN ANTONIO, TEXAS COMBINATION TAX AND REVENUE CERTIFICATES OF OBLIGATION, SERIES 1996"; SECURING THE PAYMENT THEREOF BY AUTHORIZING THE LEVY OF AN ANNUAL AD VALOREM TAX AND FURTHER SECURING THE OBLIGATIONS BY A LIMITED LIEN ON AND PLEDGE OF CERTAIN PURPLUS REVENUES OF THE CITY'S MUNICIPALLY-OWNED PARKS; APPROVING AND AUTHORIZING THE EXECUTION OF ALL INSTRUMENTS AND PROCEDURES RELATED THERETO INCLUDING A PAYING AGENT/REGISTRAR AGREEMENT AND AN OFFICIAL STATEMENT; DECLARING AN EMERGENCY; AND DECLARING AN EFFECTIVE DATE.

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, McClendon, Avila, Herrera, Ross, Marbut, Peak, Webster, Thornton; NAYS: None; ABSENT: Billa Burke, Solis.

96-02 The Clerk read the following Ordinance:

AN ORDINANCE 83,413

AN ORDINANCE BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO, TEXAS AUTHORIZING THE ISSUANCE, SALE AND DELIVERY OF \$6,160,000 IN PRINCIPAL AMOUNT OF "CITY OF SAN ANTONIO, TEXAS TAXABLE COMBINATION TAX AND

REVENUE CERTIFICATES OF OBLIGATION, SERIES 1996"; SECURING THE PAYMENT THEREOF BY AUTHORIZING THE LEVY OF AN ANNUAL AD VALOREM TAX AND FURTHER SECURING THE OBLIGATIONS BY A LIMITED LIEN ON AND PLEDGE OF CERTAIN SURPLUS REVENUES OF THE CITY'S MUNICIPALLY-OWNED PARKS; APPROVING AND AUTHORIZING THE EXECUTION OF ALL INSTRUMENTS AND PROCEDURES RELATED THERETO INCLUDING A PAYING AGENT/REGISTRAR AGREEMENT AND AN OFFICIAL STATEMENT; DECLARING AN EMERGENCY; AND DECLARING AN EFFECTIVE DATE.

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, McClendon, Avila, Herrera, Ross, Marbut, Peak, Webster, Thornton; NAYS: None; ABSENT: Billa Burke, Solis.

96-02 The Clerk read the following Ordinance:

AN ORDINANCE 83,414

ACCEPTING, BY NOT VETOING, A TEN PERCENT REDUCTION IN THE PARAGON CABLE T.V BASIC TIER RATE, AS PRESENTED IN THE SOCIAL CONTRACT BETWEEN TIME WARNER/PARAGON CABLE AND THE FEDERAL COMMUNICATIONS COMMISSION.

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

Mr. Bill Arnette, Supervisor of Public Utilities, narrated a video presentation, and spoke to the Social Contract between the Federal Communications Commission and Time Warner, parent firm of Paragon Cable. He spoke to the impact of adjustments on both the basic and standard-tier rates for cable television in San Antonio, and the rationale for approving the proposed ordinance.

Mr. T.J. Connally, representing Paragon Cable, spoke to the ramifications of the agreement for San Antonio cable subscribers.

Mayor Thornton spoke to the growing presence of Time Warner in San Antonio, and examples of that growth.

Mr. Connally addressed Time Warner's involvement and investment in San Antonio.

Discussion took place involving inflation and program cost adjustments, multiple-hookup changes, and other improvements under the Social Contract agreement.

Mr. Connally then outlined the proposed changes and Paragon's plans and timetables, and stated that he will submit to the City Paragon's plan for extension of its fiber optic network.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Ross, Peak, Webster, Thornton; NAYS: None; ABSENT: Marbut.

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96-02 The Clerk read the following Ordinance:

AN ORDINANCE 83,415

AUTHORIZING THE TRANSFER OF \$7,500.00 FROM THE MAYOR'S CONTINGENCY FUND ACCOUNT TO THE MAYOR'S TRAVEL ACCOUNT; AS REQUESTED BY MAYOR WILLIAM E. THORNTON.

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, Billa Burke, Avila, Solis, Herrera, Peak, Webster, Thornton; NAYS: None; ABSENT: McClendon, Ross, Marbut.

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96-02 TRAVEL AUTHORIZATION - Granted:

William E. Thornton to travel to Washington, D. C. from January 24, 1996 to January 25, 1996, to attend the U.C. Conference of Mayors Winter Meeting.

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96-02 The Clerk read the following Ordinance:

AN ORDINANCE 83,416

AUTHORIZING THE TRANSFER OF \$2,250.00 FROM THE MAYOR'S CONTINGENCY ACCOUNT FUND FOR USE OF CITY

HALL WORK SPACE FOR NINE MONTHS, EFFECTIVE JANUARY 1, 1996, THROUGH SEPTEMBER 30, 1996, AND RELATED EXPENSES, AS REQUESTED BY MAYOR WILLIAM E. THORNTON.

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, Billa Burke, Avila, Solis, Herrera, Peak, Webster, Thornton; NAYS: None; ABSENT: McClendon, Ross, Marbut.

96-02 The Clerk read the following Ordinance:

AN ORDINANCE 83,417

AUTHORIZING THE EXPENDITURE OF \$501.00 FROM THE DISTRICT 6 CONTINGENCY ACCOUNT FUND IN SUPPORT OF THE CITY'S YOUTH SPORTS PROGRAM BY CONTRIBUTING THE AMOUNT NEEDED TO SEND ONE FOOTBALL TEAM MEMBER FROM THE EDGEWOOD POP WARNER SIMINOLES TO THE NATIONAL CHAMPIONSHIP, AS REQUESTED BY COUNCILMAN ROBERT A. HERRERA.

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, Billa Burke, Avila, Solis, Herrera, Peak, Webster, Thornton; NAYS: None; ABSENT: McClendon, Ross, Marbut.

96-02 The Clerk read the following Ordinance:

AN ORDINANCE 83,418

AUTHORIZING REIMBURSEMENT FROM THE DISTRICT 6 CONTINGENCY ACCOUNT FUND TO COUNCILMAN ROBERT A. HERRERA IN THE AMOUNT OF \$4,800.00 FROM JANUARY 1, 1996, TO JUNE 30, 1996, FOR AN ADMINISTRATIVE SERVICES CONTRACT WITH SONIA E. GUARDIOLA, AS REQUESTED BY COUNCILMAN ROBERT A. HERRERA

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, Billa Burke, Avila, Solis, Herrera, Peak, Webster, Thornton; NAYS: None; ABSENT: McClendon, Ross, Marbut.

96-02 The Clerk read the following Ordinance:

AN ORDINANCE 83,419

AUTHORIZING REIMBURSEMENT FROM THE DISTRICT 10 CONTINGENCY ACCOUNT FUND TO COUNCILMAN JEFF S. WEBSTER IN THE AMOUNT OF \$5,100.00 FROM JANUARY 1, 1996, TO MARCH 31, 1996, FOR AN ADMINISTRATIVE SERVICES CONTRACT WITH MICHELE LEE THOMAS, AS REQUESTED BY COUNCILMAN JEFF S. WEBSTER.

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, Billa Burke, Avila, Solis, Herrera, Peak, Webster, Thornton; NAYS: None; ABSENT: McClendon, Ross, Marbut.

96-02 The Clerk read the following Ordinance:

AN ORDINANCE 83,420

AUTHORIZING REIMBURSEMENT IN AN ADDITIONAL AMOUNT OF \$3,300.00 TO COUNCILMAN JUAN F. SOLIS FROM THE DISTRICT 5 CONTINGENCY ACCOUNT FUND FOR AN ADMINISTRATIVE SERVICES CONTRACT WITH AARON SEAMAN FROM JANUARY 1, 1996, TO MARCH 31, 1996, AS REQUESTED BY COUNCILMAN JUAN F. SOLIS.

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

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, Billa Burke, Avila, Solis, Herrera, Peak, Webster, Thornton; NAYS: None;

ABSENT: McClendon, Ross, Marbut.

96-02 The Clerk read the following Ordinance:

AN ORDINANCE 83,421

APPROPRIATING \$997,500.00 FOR THE PURCHASE OF 36.834 ACRES OF LAND AS RIGHT-OF-WAY FOR THE WURZBACH PARKWAY P.A.S.S. PROJECT AND DRAINAGE IMPORVEMENTS IN CONNECTION THEREWITH AND SETTLEMENT OF DAVID M. WALLACE ET AL. VS. CITY OF SAN ANTONIO, CAUSE NO. 93-CI-16320 IN THE 37TH JUDICIAL DISTRICT COURT OF BEXAR COUNTY; AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE UPON EIGHT (8) AFFIRMATIVE VOTES.

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

Mr. Steve Arronge, Assistant City Attorney, noted that City Council was earlier briefed in Executive Session on this proposed settlement, and he spoke to details of that settlement.

After consideration, the motion, carrying with it the passage of the Ordinance, prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Ross, Marbut, Peak, Webster, Thornton; NAYS: None; ABSENT: None.

96-02 GREATER KELLY DEVELOPMENT CORPORATION

Mayor Thornton reiterated his earlier statement relative to the scheduled interviews for the Greater Kelly Redevelopment Corporation, a copy of which is made a part of the papers of this meeting.

3A. CASE #295233 (CC) - to rezone and reclassify 19.444 acres out of NCB 18393, Blanco Road, from temporary "R-1" ERZD Single Family Residence Edwards Recharge Zone District, "B-2" ERZD Business Edwards Recharge Zone District and "B-3NA" ERZD Non-Alcoholic Sales Business Edwards Recharge Zone District to "P-1(B-3)" ERZD CC Planned Unit Development Business District with special City Council approval for the following uses; pavement marking and barricades contractor; asphalt paving contractor; plant nursery; electrical contractor; carpenter; janitorial cleaning service; plumbing contractor; vacuum moulding plant; motor vehicle service; feed storage lot; metal products fabrication; machine shop; welding shop; drywall contractor; archery target manufacturer; archery range and equipment sales; general contractors and feed store. Property is located west of the

intersection of Country Club Lane and Blanco Road, having 592.78 feet on Blanco Road and a depth of 2,472.02 feet.

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Mr. Peak made a motion to continue this rezoning request until the City Council meeting of February 22, 1996. Mr. Webster seconded the motion.

After consideration, the motion prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Ross, Marbut, Peak, Webster, Thornton. NAYS: None. ABSENT: None.

Zoning Case Z95233 CC was continued until the City Council meeting of February 22, 1996.

3B. CASE #Z95214 - to rezone and reclassify Lot 6, save and except the northeast 50 feet NCB 14968, Starcrest Drive, from "B-2" Business District to "B-3NA" Non-Alcoholic Sales District. Property is located between Lime Blossom and Starcrest Drive, 217 feet northwest of the intersection of Budding Boulevard and Starcrest Drive, having 148.58 feet on Starcrest Drive and a depth of 133 feet.

Mr. Peak made a motion to continue this rezoning request until the City Council meeting of February 22, 1996. Mr. Webster seconded the motion.

After consideration, the motion prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Ross, marbut, Peak, Webster, Thornton. NAYS: None. ABSENT: None.

Zoning Case Z95214 was continued until the City Council meeting of February 22, 1996.

3C. CASE #Z95207 - to rezone and reclassify 13.091 acres out of 13667, Cinnamon Hill, from "B-3R" Restrictive Business District to "P-1(R-7)" Planned Unit Development Small Lot Home District. Property is located on the northwest side of Cinnamon Hill, 517.31 feet northeast of the intersection of Cinnamon Hill and Hamilton Wolfe Road having 1,153.85 feet on Cinnamon Hill and a depth of 763.96 feet.

Mr. Andy Guerrero, Senior Planner, explained the proposed rezoning request.

Mr. Solis made a motion to approve the recommendation of the Zoning Commission. Mr. Marbut seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES:

Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Ross, Marbut, Webster, Thornton; NAYS: None; ABSENT: Peak.

AN ORDINANCE 83,422

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS 13.091 ACRES OUT OF 13667, CINNAMON HILL, FROM "B-3R" RESTRICTIVE BUSINESS DISTRICT TO "P-1(R-7)" PLANNED UNIT DEVELOPMENT SMALL LOT HOME DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

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3D. CASE #295251 - to rezone and reclassify 3.3825 acres out of NCB 14614, from Temp. "R-1" Single Family Residence District to "R-3" Multiple Family Residence District; and 7.2382 acres out of NCB 14614, 10850 Bandera Road, from Temp. "R-1" Single Family Residence District to "B-2" Business District. Properties are located north of the intersection of Bandera Road and Prue Road, between Biering Road and Hausman Road, the "B-2" zoning having 480.51 feet on Hausman Road, 314.50 feet on Prue Road, 403.77 feet on Bandera Road and 637.06 feet on Biering Road, and the "R-3" zoning being 637.06 feet northeast of the intersection of Bandera Road and Biering Road, having 330.34 feet on Hausman Road and 358.88 feet on Biering Road.

Mr. Andy Guerrero, Senior Planner, explained the proposed rezoning request.

Mr. Harry Jewett, representing the proponent, spoke to the rezoning request a for commercial and multi-family development.

The following persons appeared to speak:

Mr. John Herrington, representing the homeowners association involved, stated that his organization is opposed to any zoning change on this property until certain traffic signals are installed on Prue Road in this area.

Ms. Karen Ventrice, representing the Parkwood Neighborhood Association, spoke to her group's concerns with traffic accidents along the current two-lane roadway, noting that the area needs facilitating. She urged that this area in question remain R-1, and she spoke against any further burdens being placed on the nearby school.

Mr. Jewett, in rebuttal, spoke to plans for an extended period of time in which to fully develop this area.

Mr. Marbut spoke to having worked with Northside Neighborhoods for Organized Development on this issue, then spoke to the plans for development of this property, including certain traffic changes being evaluated at this time.

Mr. Andy Guerrero, Senior Planner, explained the proposed rezoning request.

Mr. Marbut made a motion to approve the recommendation of the Zoning Commission. Mr. Avila seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Avila, Herrera, Ross, Marbut, Webster, Thornton; NAYS: None; ABSENT: Solis, Peak.

AN ORDINANCE 83,423

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS 3.3825 ACRES OUT OF NCB 14614, FROM TEMP. "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "R-3" MULTIPLE FAMILY RESIDENCE DISTRICT RESIDENCE DISTRICT; AND 7.2382 ACRES OUT OF NCB 14614, 10850 BANDERA ROAD, FROM TEMP. "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "B-2" BUSINESS DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

3E. CASE #Z95264 - to rezone and reclassify Lots 2,3,4,5,6,7 and 8, Block 1, NCB 18639, from "R-1" Single Family Residence District to "R-3" Multiple Family Residence District; and Lot 9, Block 1, NCB 18639, Coral Springs, from "R-1" Single Family Residence District to "R-2" Two Family Residence District. Properties are located on the northeast side of Coral Springs, 76.20 feet southeast of the intersection of Mainland Road and Coral Springs having 500.06 feet on Coral Springs and a depth of 115.00 feet.

In response to a question by Mr. Ross, Mr. Michael Kyrish, the proponent, stated his willingness to deed-restrict the R-2 area to duplexes only.

Mr. Andy Guerrero, Senior Planner, explained the proposed rezoning request.

Mr. Ross made a motion to approve the recommendation of the Zoning Commission. Mr. Solis seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Flores, McClendon, Billa Burke, Avila, Solis, Herrera, Ross, Webster, Thornton; NAYS: None; ABSENT: Marbut, Peak.

AN ORDINANCE 83,424

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOTS 2,3,4,5,6,7 AND 8, BLOCK 1, NCB 18639, FROM "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "R-3" MULTIPLE FAMILY RESIDENCE DISTRICT; AND LOT 9, BLOCK 1, NCB 18639, CORAL SPRINGS, FROM "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "R-2" TWO FAMILY RESIDENCE DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

3F. CASE #Z95261 - to rezone and reclassify 0.625 acre tract of land out of Lot 12, Block 37, NCB 17302, Columbia Square, from "B-2" Business District to "B-3NA" Non-Alcoholic Sales Business District. Property is located on the west side of Columbia Square, 480 feet south of the intersection of Marbach Road and Columbia Square, having 104.25 feet on Columbia Square and a depth of 282.83 feet.

Mr. Andy Guerrero, Senior Planner, explained the proposed rezoning request.

Mr. Avila made a motion to approve the recommendation of the Zoning Commission. Mr. Solis seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Flores, McClendon, Avila, Solis, Herrera, Ross, Peak, Webster, Thornton; NAYS: None; ABSENT: Billa Burke, Marbut.

AN ORDINANCE 83,425

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS 0.625 ACRE TRACT OF LAND OUT OF LOT 12, BLOCK 37, NCB 17302, COLUMBIA SQUARE, FROM "B-2" BUSINESS DISTRICT TO "B-3NA" NON-ALCOHOLIC SALES BUSINESS DISTRICT. "THE PENALTY FOR VIOLATION

IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

3G. CASE #Z95254 (CC) - to rezone and reclassify P-600, NCB 7531, Roselawn Avenue and Cupples Road, from "R-1" Single Family Residence District to "R-1" CC Single Family Residence District with special City Council approval for a cemetery. Property is located on the west side of Cupples Road, between Emerson and Roselawn Avenue, being 29.18 acres.

Mr. Andy Guerrero, Senior Planner, explained the proposed rezoning request.

Mr. Solis made a motion to approve the recommendation of the Zoning Commission. Mr. Avila seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Flores, McClendon, Avila, Solis, Herrera, Peak, Webster, Thornton; NAYS: None; ABSENT: Billa Burke, Ross, Marbut.

AN ORDINANCE 83,426

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS P-600, NCB 7531, ROSELAWN AVENUE AND CUPPLES ROAD, FROM "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "R-1" CC SINGLE FAMILY RESIDENCE DISTRICT WITH SPECIAL CITY COUNCIL APPROVAL FOR A CEMETERY. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

3H. CASE #Z95265 - to rezone and reclassify Lots 47 and 48, NCB 2402, 1801 San Fernando Street, from "R-7" Small Lot Home District to "B-2NA" Non-Alcoholic Sales Business District. Properties are located northwest of the intersection of Nueces Street and San Fernando Street, having 75 feet on Nueces Street and 57.1 feet on San Fernando Street.

Mr. Andy Guerrero, Senior Planner, explained the proposed rezoning request.

Mr. Solis made a motion to approve the recommendation of the Zoning Commission. Mr. Avila seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Flores, McClendon, Avila, Solis, Herrera, Peak, Webster, Thornton; NAYS: None; ABSENT: Billa Burke, Ross, Marbut.

AN ORDINANCE 83,427

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOTS 47 AND 48, NCB 2402, 1801 SAN FERNANDO STREET, FROM "R-7" SMALL LOT HOME DISTRICT TO "B-2NA" NON-ALCOHOLIC SALES BUSINESS DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

3I. CASE #Z95248 - to rezone and reclassify 17.920 acres out of NCB 15680, Bulverde Road, from Temporary "R-1" Single Family Residence District to "P-1(R-1)" Planned Unit Development Single Family Residence District. Property is located on the southeast side of Bulverde Road, 473.72 feet southwest of the intersection of Bulverde Road and Briarcrest Drive, having 1,215.15 feet on Bulverde Road and a depth of 2,008.70 feet.

Mr. Andy Guerrero, Senior Planner, explained the proposed rezoning request.

Mr. Webster made a motion to approve the recommendation of the Zoning Commission. Ms. McClendon seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Flores, McClendon, Solis, Herrera, Peak, Webster, Thornton; NAYS: None; ABSENT: Billa Burke, Avila, Ross, Marbut.

AN ORDINANCE 83,428

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS 17.920 ACRES OUT OF NCB 15680, BULVERDE ROAD, FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "P-1(R-1)" PLANNED UNIT DEVELOPMENT SINGLE FAMILY RESIDENCE DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

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3J. CASE #Z95255 - to rezone and reclassify Lot 2, Block 30, NCB 18080, 7915 Culebra Road, Temporary "R-1" Single Family Residence District to "B-2NA" Non-Alcoholic Sales Business District. Property is located on the northwest side of Culebra Road 305.27 feet northwest of the intersection of Culebra Road and Pipers Creek, having 194.02 feet on Culebra Road and a depth of 150.00 feet.

Mr. Andy Guerrero, Senior Planner, explained the proposed rezoning request.

Mr. Herrera made a motion to approve the recommendation of the Zoning Commission. Mr. Webster seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Flores, McClendon, Solis, Herrera, Peak, Webster, Thornton; NAYS: None; ABSENT: Billa Burke, Avila, Ross, Marbut.

AN ORDINANCE 83,429

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 2, BLOCK 30, NCB 18080, 7915 CULEBRA ROAD, TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "B-2NA" NON-ALCOHOLIC SALES BUSINESS DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

3K. CASE #Z95253 - to rezone and reclassify Lot 3, Block 1, NCB 15732, 108 Remount Drive, from Temporary "R-1" Single Family Residence District to "B-3NA" Non-Alcoholic Sales Business District. Property is located on the north side of Remount Drive, 242.46 feet east of the intersection of I.H. 35 North and Remount Drive, having 50 feet of Remont Drive and a depth of 540 feet.

Mr. Andy Guerrero, Senior Planner, explained the proposed rezoning request.

Ms. McClendon made a motion to approve the recommendation of the Zoning Commission. Mr. Solis seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Flores, McClendon, Solis, Herrera, Peak, Webster, Thornton; NAYS: None; ABSENT: Billa Burke, Avila, Ross, Marbut.

AN ORDINANCE 83,430

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 3, BLOCK 1, NCB 15732, 108 REMOUNT DRIVE, FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "B-3NA" NON-ALCOHOLIC SALES BUSINESS DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

3L. CASE #Z95250 - to rezone and reclassify Lot 8, Block 84, NCB 7219, 910 Alamosas, from "B" Residence District to "B-2" Business District. Property is located on the south side of Alamosas Street, 100 feet west of the intersection of Alamosas Streets and Blanco Road, having 50 feet on Alamosas Street and a depth of 140 feet.

Mr. Andy Guerrero, Senior Planner, explained the proposed rezoning request.

Mr. Flores made a motion to approve the recommendation of the Zoning Commission. Mr. Webster seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Flores, Solis, Herrera, Peak, Webster, Thornton; NAYS: None; ABSENT: McClendon, Billa Burke, Avila, Ross, Marbut.

AN ORDINANCE 83,431

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 8, BLOCK 84, NCB 7219, 910 ALAMOSAS, FROM "B" RESIDENCE DISTRICT TO "B-2" BUSINESS DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

3M. CASE #Z95080-B - to rezone and reclassify Lot 28, NCB 863, from "B" Residence District to "R-3" Multiple Family Residence District. Property is located at 629 E. Mistletoe Avenue in the Tobin Hill Neighborhood.

Mr. Andy Guerrero, Land Development Services, stated that this is a part of the recent rezoning of the Tobin Hill area.

Mr. Flores made a motion to deny the recommendation of the Zoning Commission, and to grant R-2 zoning on the subject property. Mr. Webster seconded the motion.

After consideration, the motion, carrying with it the passage of the following Ordinance, prevailed by the following vote: AYES: Flores, Solis, Herrera, Peak, Webster, Thornton; NAYS: None; ABSENT: McClendon, Billa Burke, Avila, Ross, Marbut.

AN ORDINANCE 83,432

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 28, NCB 863, FROM "B" RESIDENCE DISTRICT TO "R-3" MULTIPLE FAMILY RESIDENCE DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

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96-02

CITY MANAGER'S REPORT

CONVENTION CENTER EXPANSION PROJECT FINANCING PLAN

Ms. Nora Chavez, Director of Finance, narrated a video presentation of the Plan of Finance for the Convention Center Expansion Project, a copy of which is made a part of the papers of this meeting, at the conclusion of which she made certain recommendations and spoke to a preliminary timetable.

Mr. Alexander E. Briseno, City Manager, reiterated the recommendations and timetable.

Mr. Webster spoke to his concern that the next several years will be ones of financial constraints for the City of San Antonio, and asked for a report on bonding 'stress test' and a worst-case scenario.

Mr. Briseno spoke to San Antonio's rising economic development and applicable reports.

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Mr. Ross spoke in support for the Plan of Finance, as presented.

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96-02 INTERVIEWS FOR THE GREATER KELLY DEVELOPMENT CORPORATION

Mayor Thornton spoke to the importance of the pending appointments to this corporation and the work of its board.

Mr. Peak asked that Ms. Jamie Wilson be allowed to speak first because of a scheduling conflict.

Mr. Ross explained that he may be forced to leave the meeting during these interviews because he still is recuperating from recent surgery, but has made arrangements to videotape the complete interview process at home so that he might be able to see and hear those interviews in their entirety at a later time, if necessary.

The City Council then heard presentations and interviews with some 38 persons wishing to be appointed to the board of the Greater Kelly Development Corporation. (A complete list of those interviewed is made a part of the papers of this meeting.)

Following completion of the interviews, Mayor Thornton delivered brief closing remarks, stating that the City Council would be voting on selection of the seven members of this board at next week's City Council meeting.

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96-02

CITIZENS TO BE HEARD

GARY MC-QUAID

Mr. McQuaid, 9518 Scheck Avenue, spoke to his concern with the gay/lesbian workshop scheduled to be held Saturday next at the Central Library.

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MR. JAIME MARTINEZ

Mr. Martinez, representing the IUE-AFL-CIO, 1603 Babcock and the Faith Committee, spoke to the need for balance on the Greater Kelly Development Corporation, and addressed his expertise in certain interest areas, stating that he would protect the interests of the Kelly workers.

MR. ED YBARRA

Mr. Ybarra, representing the Faith Committee and LIUNA 1095, 2300 Commerce, addressed his concern for the need for balance on the Greater Kelly Development Corporation and the need for representation of the blue-collar workers. He stated his belief that the board will be stacked with management/business executives.

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MR. JACK M. FINGER

Mr. Finger, P.O. Box 12048, presented Council members with a one-page flyer containing several newspaper articles on one side and a section of the Texas Penal Code on the other, a copy of which is made a part of the papers of this meeting. He addressed his concern with the planned gay/lesbian workshop at the Central Library and stated that homosexual conduct still is a crime, by law. He stated his belief that freedom of speech is not the issue in this matter, and the City, in his opinion, does not have to allow the use of its facilities in this case. He spoke to the planned purposes of the workshop and asked the City Council to take action to cancel this event or to postpone it indefinitely until the Council is sure it is on solid legal grounds in cancelling the event.

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MR. JESSE SALCEDO

Mr. Salcedo, President, Kelly Local 1617, stated his belief that Kelly workers need to be represented on the Greater Kelly Development Corporation.

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MR. DAN CASTOR

Mr. Castor, representing the Equal Rights Political Caucus, spoke against any actions to limit the use of public facilities by the gay/lesbian community, and addressed the need for a community center. He stated that everyone has equal rights to all things for all citizens, and stated his belief that the City must also insure the security of the gay/lesbian community when they gather publicly.

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MS. WANDA SIMON-DUNCAN

Ms. Simon-Duncan, representing the San Antonio Equal Rights Political Caucus and the San Antonio gay and lesbian community, spoke to her activities as a member of the gay/lesbian community, and the need for a liaison between that community and the Mayor and City Council. She stated that she is asking only for that which she is entitled to as a citizen, stating her belief that the library is open to all meetings. She urged that the workshop not be cancelled.

In response to a question by Mayor Thornton, Mr. Frank Garza, First Assistant City Attorney, presented a legal opinion on the Legality of Use of Library Meeting Rooms for Gay and Lesbian Public Meeting, a copy of which is made a part of the papers of this meeting. He spoke to the legal opinion that the City cannot prohibit library use for the planned workshop, and he spoke to the non-applicability of the state law provisions cited earlier concerning homosexual conduct, and he spoke to court cases applicable to this matter.

Mayor Thornton stated his opinion that there can be no reason for any 'hate crimes' over this issue, stating that bodily harm to anyone will not be tolerated. He noted that strong feelings exist on both sides of this issue, and he asked the community to avoid 'hate crimes'.

Mr. Solis stated that the word 'public' involves everyone, regardless of their beliefs.

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MR. MARK HAMILTON

Mr. Hamilton, founder, Unity Foundation, outlined the purpose of the planned workshop by the gay/lesbian community, stating his opinion that the library must be used and open to all.

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MS. BONNIE DE-VAULT

Ms. DeVault, concerned citizen, stated that she is against physical violence, and spoke in support for the Mayor's stance on this. She quoted from the state health code and its stance on the gay/lesbian lifestyle, and spoke to her personal beliefs, and those of others, on the gay/lesbian lifestyle as a deviate lifestyle. She stated her belief that the planned workshop will encourage an illegal matter, and spoke to her concern for children who go to the library Saturday. She then spoke to harassment of members of the pro-life community.

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MR. JACK DE-VAULT

Mr. DeVault, concerned citizen, spoke to his beliefs about the gay/lesbian lifestyle, and noted that the planned workshop will not be paying for the use of the library facilities. He spoke against allowing his tax money to be used for this purpose.

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MS. ELAINE HAWKINS

Ms. Hawkins, concerned citizen, questioned the use of the library by what she considers to be an illegal activity, and questioned where the line is drawn for use of the library facilities.

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MS. JO ANN WILKINS

Ms. Wilkins spoke to the law involved and an example of certain problem areas in San Antonio.

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MS. TINOSHA JOHNSON

Ms. Johnson stated that she refuses to be denied access to a public facility because of her sexual orientation, stating that she is not pushing her lifestyle on anyone.

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

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MR. DON WILKINS CASTILLO

Mr. Castillo, 910 North Frio Street, stated his belief that privatization of jobs at Kelly Air Force Base will bring cheap labor to San Antonio.

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96-02 The scheduled Executive Session items previously posted for consideration and outlined on the Agenda were withdrawn from consideration.

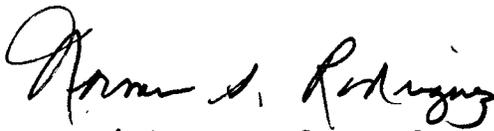
96-02 There being no further business to come before the Council, the meeting was adjourned at 7:22 P.M.

A P P R O V E D



M A Y O R

Attest:



city clerk