

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO, HELD IN
THE COUNCIL CHAMBERS, MUNICIPAL
PLAZA BUILDING, THURSDAY, FEBRUARY
22, 1996.

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96-08 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, BILLA BURKE, AVILA, SOLIS, HERRERA, PEAK, WEBSTER, THORNTON. Absent: ROSS, MARBUT.

STAFF PRESENTATION OF SOLID WASTE ISSUES

A. The Regional Environmental Enterprise Zone (REEZ) Selection
- Council concurred to authorize staff, John German, Director of Public Works, to continue negotiations with the three firms (WMI, BFI, and TDS) and come back to the Council with financial analysis of costs; refining the proposals to the best advantage to the City; include tonnage amounts and costs to the City associated with each of these three proposals.

B. Staff Update on the Transfer Station Negotiations with TDS
- no Council action required.

"B" Session adjourned at 11:35 P.M.

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96-08 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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96-08 Invocation led by Councilman Robert Herrera.

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96-08 Pledge of Allegiance to the flag of the United States.

Mayor Thornton introduced Mr. Jim Page, Ms. Lynn Cannon, Ms. Karin J. Buchholz, Mr. David Knopp, Ms. Susan Blackwood, and Mr. Tom Crawford, all members of the United States Olympic Committee, in town to view San Antonio as a possible site for a Youth Development Center, a training site for future Olympians.

Mr. Marbut noted that San Antonio is one of three cities currently competing for an Olympic Development Center designation, and he spoke of the importance of that designation to San Antonio.

Mayor Thornton then read and presented Honorary Citizen Certificates to each of the honorees.

Ms. Lynn Cannon thanked the Mayor and City Council for the honor, and for San Antonio's reception of the Committee members.

Ms. Billa Burke spoke to the significance of the Olympic visit to San Antonio.

A representative of the San Antonio Sports Foundation stated that his group looks forward to a working relationship with the USOC.

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96-08 CONSENT AGENDA

Mr. Avila made a motion to approve Agenda Items 6 through 45k, constituting the Consent Agenda, with Items 14 and 15 having been removed for individual consideration and Item 38 having earlier been removed from consideration by the City Manager. Ms. McClendon seconded the motion.

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

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AN ORDINANCE 83,610

ACCEPTING THE LOW, QUALIFIED BID OF INDUSTRIAL DISPOSAL SUPPLY COMPANY TO FURNISH THE CITY OF SAN ANTONIO AVIATION DEPARTMENT WITH HIGH SPEED RUNWAY SWEEPER FOR A TOTAL OF \$72,793.00.

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AN ORDINANCE 83,611

AMENDING THE PROFESSIONAL SERVICES CONTRACT WITH

RIETZER AND ASSOCIATES, ARCHITECTS, IN CONNECTION WITH THE RENOVATIONS TO THE FAIRCHILD AIRCRAFT BUILDINGS AT SAN ANTONIO INTERNATIONAL AIRPORT, BY INCREASING THE SCOPE OF WORK TO INCLUDE DESIGN FOR REPLACEMENT OF THE AIR CONDITIONING SYSTEMS I HANGAR 2 AND BUILDINGS AT SAN ANTONIO INTERNATIONAL AIRPORT, BY INCREASING THE SCOPE OF WORK TO INCLUDE DESIGN FOR REPLACEMENT OF THE AIR CONDITIONING SYSTEMS IN HANGAR 2 AND BUILDING 140; APPROVING ADDITIONAL ARCHITECTURAL FEES, IN AN AMOUNT NOT TO EXCEED \$23,500.00 FOR SAID AMENDED SCOPE OF WORK; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 83,612

AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE A PROFESSIONAL SERVICES CONTRACT, IN AN AMOUNT NOT TO EXCEED \$111,400.00, WITH DRASH-FOCHT CONSULTING ENGINEERS, INC. TO PROVIDE CONSTRUCTION MATERIALS TESTING AND OBSERVATION SERVICES IN CONNECTION WITH THE TAXIWAY G RECONSTRUCTION PROJECT AT SAN ANTONIO INTERNATIONAL AIRPORT; REVISING THE BUDGET FOR SAID PROJECT, AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 83,613

AUTHORIZING AN ADDITIONAL \$20,000.00 FOR ENGINEERING SERVICES PAYABLE TO FLORES AND COMPANY CONSULTING ENGINEERS, INC. IN CONNECTION WITH MICHIGAN-CRAIG TO HILDEBRAND COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT; REVISING THE PROJECT BUDGET; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 83,614

SELECTING HOYT CONSULTING ENGINEERS, INC. TO PROVIDE ENGINEERING SERVICES IN CONNECTION WITH THE GLENMORE STREET AND KENTUCKY STREET COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT; REVISING THE PROJECT BUDGETS; AUTHORIZING \$3,849.70 FOR MISCELLANEOUS ENGINEERING CONTINGENCY EXPENSES; AUTHORIZING THE NEGOTIATION OF A CONTRACT IN AN AMOUNT NOT TO EXCEED \$38,497.00; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 83,615

SELECTING GARCIA ENGINEERS, INC. TO PROVIDE ENGINEERING SERVICES IN CONNECTION WITH THE LAS MORAS STREET - TRAVIS TO SALINAS COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT; REVISING THE PROJECT BUDGET; AUTHORIZING \$939.00 FOR MISCELLANEOUS ENGINEERING CONTINGENCY EXPENSES; AUTHORIZING THE NEGOTIATION OF A CONTRACT IN AN AMOUNT NOT TO EXCEED \$9,390.00; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 83,616

SELECTING G.G.I. ENGINEERS, INC. TO PROVIDE ENGINEERING SERVICES IN CONNECTION WITH THE POTOMAC STREET AND PASO HONDO STREET COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECTS; REVISING THE PROJECT BUDGETS; AUTHORIZING \$3,726.40 FOR MISCELLANEOUS ENGINEERING CONTINGENCY EXPENSES; AUTHORIZING THE NEGOTIATION OF A CONTRACT IN AN AMOUNT NOT TO EXCEED \$37,264.00; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 83,617

SELECTING FORD ENGINEERING, INC. TO PROVIDE ENGINEERING SERVICES IN CONNECTION WITH THE VILLA CORONADO STREETS, PHASE III COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT; REVISING THE PROJECT BUDGET; AUTHORIZING \$10,918.20 FOR MISCELLANEOUS ENGINEERING CONTINGENCY EXPENSES; AUTHORIZING THE NEGOTIATION OF A CONTRACT IN AN AMOUNT NOT TO EXCEED \$109,182.00; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 83,618

SELECTING BAIN MEDINA BAIN, INC. TO PROVIDE ENGINEERING SERVICES IN CONNECTION WITH THE TRAVIS-ZARZAMORA TO HAMILTON COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT BUDGET; AUTHORIZING \$31,200.00; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 83,619

SELECTING SIA ENGINEERING, INC. TO PROVIDE ENGINEERING SERVICES IN CONNECTION WITH THE CHICO, KNOX AND MARGIL STREETS COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECTS; REVISING THE PROJECT BUDGETS; AUTHORIZING \$2,655.00 FOR MISCELLANEOUS ENGINEERING CONTINGENCY EXPENSES; AUTHORIZING THE NEGOTIATION OF A CONTRACT IN AN AMOUNT NOT TO EXCEED \$26,550.00; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 83,620

SELECTING GUTIERREZ ENGINEERING, INC. TO PROVIDE ENGINEERING SERVICES IN CONNECTION WITH THE 21ST STREET - SALINAS TO POPLAR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT; REVISING THE PROJECT BUDGET; AUTHORIZING \$5,981.90 FOR MISCELLANEOUS ENGINEERING CONTINGENCY EXPENSES; AUTHORIZING THE NEGOTIATION OF A CONTRACT IN AN AMOUNT NOT TO EXCEED \$59,819.00; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 83,621

SELECTING PYLE AND KLEN ENGINEERING COMPANY, INC. TO PROVIDE ENGINEERING SERVICES IN CONNECTION WITH THE FOLYN STREET AND JERSEY STREET COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT; REVISING THE PROJECT BUDGETS; AUTHORIZING \$2,097.10 FOR MISCELLANEOUS ENGINEERING CONTINGENCY EXPENSES; AUTHORIZING THE NEGOTIATION OF A CONTRACT IN AN AMOUNT NOT TO EXCEED \$20,971.00; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 83,622

SELECTING MAESTAS AND BAILEY, INC. TO PROVIDE ENGINEERING SERVICES IN CONNECTION WITH THE BLUERIDGE - GENERAL MCMULLEN TO 27TH STREET COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT; REVISING THE PROJECT BUDGET; AUTHORIZING \$4,638.00 FOR MISCELLANEOUS ENGINEERING CONTINGENCY EXPENSES; AUTHORIZING THE NEGOTIATION OF A CONTRACT IN AN AMOUNT NOT TO EXCEED \$46,380.00; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 83,623

SELECTING SLAY ENGINEERING COMPANY, INC. TO PROVIDE ENGINEERING SERVICES IN CONNECTION WITH THE COURTLAND - MCCULLOUGH TO SAINT MARY'S STREET COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT; REVISING THE PROJECT BUDGET; AUTHORIZING \$3,836.00 FOR MISCELLANEOUS ENGINEERING CONTINGENCY EXPENSES; AUTHORIZING THE NEGOTIATION OF A CONTRACT IN AN AMOUNT NOT TO EXCEED \$38,360.00; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 83,624

SELECTING CIVIL ENGINEERING CONSULTANTS, INC. TO PROVIDE ENGINEERING SERVICES IN CONNECTION WITH MITCHELL STREET - PROBANDT TO PRESA COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT; REVISING THE PROJECT BUDGET; AUTHORIZING \$9,000.00 FOR MISCELLANEOUS ENGINEERING CONTINGENCY EXPENSES; AUTHORIZING THE NEGOTIATION OF A CONTRACT IN AN AMOUNT NOT TO EXCEED \$113,247.00; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 83,625

SELECTING S.M. GALINDO ENGINEERING, INC. TO PROVIDE ENGINEERING SERVICES IN CONNECTION WITH TEXAS STREET AND WAVERLY STREET COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT; REVISING THE PROJECT BUDGETS; AUTHORIZING \$5,767.00 FOR MISCELLANEOUS ENGINEERING CONTINGENCY EXPENSES; AUTHORIZING THE NEGOTIATION OF A CONTRACT IN AN AMOUNT NOT TO EXCEED \$57,677.00; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 83,626

SELECTING MAXIM TECHNOLOGIES, INC. TO PROVIDE ENGINEERING SERVICES IN CONNECTION WITH DISTRICT 3 SIDEWALKS COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT; REVISING THE PROJECT BUDGETS; AUTHORIZING THE NEGOTIATION OF A CONTRACT IN AN AMOUNT NOT TO EXCEED \$20,032.00; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 83,627

SELECTING GARCIA AND WRIGHT CONSULTING ENGINEERING, INC. TO PROVIDE ENGINEERING SERVICES IN CONNECTION WITH THE LILLITA - GENERAL MCMULLEN TO LAS PALMAS COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT; REVISING THE PROJECT BUDGET; AUTHORIZING \$4,342.90 FOR MISCELLANEOUS ENGINEERING CONTINGENCY EXPENSES; AUTHORIZING THE NEGOTIATION OF A CONTRACT IN AN AMOUNT NOT TO EXCEED \$43,429.00; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 83,628

SELECTING OVERBY DESCAMPS ENGINEERING SERVICES IN CONNECTION WITH THE ORR, SUZETTE AND WINKLE STREETS COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT; REVISING THE PROJECT BUDGETS; AUTHORIZING \$7,840.80 FOR MISCELLANEOUS ENGINEERING CONTINGENCY EXPENSES; AUTHORIZING THE NEGOTIATION OF A CONTRACT IN AN AMOUNT NOT TO EXCEED \$78,408.00; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 83,629

SELECTING GRANT ENGINEERING, INC. TO PROVIDE ENGINEERING SERVICES IN CONNECTION WITH THE "F" STREET AND MORNINGVIEW - PECAN VALLEY TO DEADEND COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECTS; REVISING THE PROJECT BUDGETS; AUTHORIZING \$4,192.20 FOR MISCELLANEOUS ENGINEERING CONTINGENCY EXPENSES; AUTHORIZING THE NEGOTIATION OF A CONTRACT IN AN AMOUNT NOT TO EXCEED \$41,922.00; AND PROVIDING FOR PAYMENT.

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AN ORDINANCE 83,630

AUTHORIZING THE EXECUTION OF AN AMENDMENT TO THE CONTRACT WITH WEYMAN AND ASSOCIATES, INC.; APPROPRIATING ADDITIONAL FUNDS IN THE AMOUNT OF \$36,000.00; AND PROVIDING FOR PAYMENT, ALL IN CONNECTION WITH THE HI LIONS DRAINAGE PROJECT NO. 80, PHASE II.

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AN ORDINANCE 83,631

AUTHORIZING THE EXECUTION OF AN AMENDMENT TO THE CONTRACT WITH W.E. SIMPSON COMPANY, INC.; APPROPRIATING ADDITIONAL FUNDS IN THE AMOUNT OF \$28,000.00; AND PROVIDING FOR PAYMENT, ALL IN CONNECTION WITH THE WEST AVENUE-FREDERICKSBURG ROAD TO IH 10 PROJECT.

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AN ORDINANCE 83,632

AUTHORIZING THE THREE YEAR EXTENSION OF A LEASE AGREEMENT WITH RICHARD DEAN CONN DBA THE NUEVA STREET GALLERY FOR THE LEASE OF APPROXIMATELY 1,235 SQUARE FEET OF REAL PROPERTY LOCATED AT 507 EAST NUEVA IN LA VILLITA AT \$7,593.60 PER YEAR FOR RETAIL SPACE AND \$2,581.80 PER YEAR FOR RETAIL SPACE, ADJUSTED FOR ANY INCREASE IN THE CONSUMER PRICE INDEX, AND THE COST OF UTILITIES; AND AMENDING THE LEASE AGREEMENT TO ADD LINDA M. CLARK CONN TO THE LEASE AGREEMENT AS CO-OWNER.

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AN ORDINANCE 83,633

AUTHORIZING THE EXPENDITURE OF THE SUM OF \$160,138.47 OUT OF GENERAL OBLIGATION BONDS; ACQUIRING A PERMANENT EASEMENT AND TITLE TO ONE PARCEL AND PAYING LEGAL FEES, IN CONNECTION WITH THE WURZBACH PARKWAY P.A.S.S. PROJECT.

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AN ORDINANCE 83,634

DECLARING A PUBLIC NECESSITY TO ACQUIRE A TRACT OF LAND OUT OF THE JOHN COKER SURVEY NO. 12, ABSTRACT 125, COUNTY BLOCK 5001, NEW CITY BLOCK 12057; SIX TRACTS OF LAND OUT OF THE JOHN NEILL SURVEY NO. 305, ABSTRACT NO. 551, COUNTY BLOCK 5035, NEW CITY BLOCK 14942; FOUR TRACTS OF LAND OUT OF THE HYPOLITE MENDIOLA SURVEY NO. 308, ABSTRACT 491, COUNTY BLOCK 5038, NEW CITY BLOCK 15911; AND ONE TRACT OF LAND OUT OF THE HYPOLITE MENDIOLA SURVEY NO. 308, ABSTRACT 491, COUNTY BLOCK 5038, NEW CITY BLOCK 15911 AND ALSO BEING OUT OF THE JOSEPH F.A. SCOTT SURVEY NO. 323, ABSTRACT NO. 676, COUNTY BLOCK 5050, NEW CITY BLOCK 15911; AND AUTHORIZING

THE INSTITUTION OF EMINENT DOMAIN PROCEEDINGS FOR
THE ACQUISITION THEREOF.

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AN ORDINANCE 83,635

APPROVING AN AMENDMENT TO COMMERCIAL LEASE WITH JANE K. DREYFUS, JAMES M. KALLISON, AND JACK B. KALLISON, ALL AS LESSOR, SAID LEASE HAVING BEEN ORIGINALLY APPROVED BY ORDINANCE NO. 79298, PASSED ON DECEMBER 16, 1993, TO PROVIDE FOR AN ADDITIONAL 1,023 SQUARE FEET OF OFFICE SPACE FOR THE OFFICE OF INTERNAL REVIEW AT A COST OF EIGHTY-FIVE CENTS PER SQUARE FOOT FOR A TOTAL AMOUNT OF \$42,957.00 FOR FISCAL YEAR 1996.

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AN ORDINANCE 83,636

APPROVING A 25-YEAR LICENSE AGREEMENT WITH SEVEN SEVENTEEN HB SAN ANTONIO CORPORATION TO USE PUBLIC RIGHTS-OF-WAY FOR THE PURPOSE OF MAINTAINING AND OPERATING TWO EXISTING PEDESTRIAN TUNNELS UNDER AND ACROSS MARTIN AND SOLEDAD STREETS, RESPECTIVELY, FOR A TOTAL LICENSE FEE OF \$49,360.00; TERMINATING AN EXISTING NON-ASSIGNABLE LICENSE AGREEMENT WITH DOWNTOWN PROPERTIES, INC., APPROVED ON MARCH 11, 1993, PURSUANT TO ORDINANCE NO. 77553 FOR THE SAME RIGHTS-OF-WAY, ALL IN CONNECTION WITH CLOSING OF THE PURCHASE BY SAID SEVEN SEVENTEEN HB SAN ANTONIO CORPORATION OF THE FORMER NBC BANK BUILDING, WEST ANNEX BUILDING, AND PARKING STRUCTURE; AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE UPON 8 AFFIRMATIVE VOTES.

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AN ORDINANCE 83,637

APPROVING THE TERMS AND CONDITIONS AND AUTHORIZING THE EXECUTION OF AN AMENDMENT TO THE EXISTING LEASE AND LICENSE AGREEMENT BETWEEN THE CITY OF SAN ANTONIO ("LANDLORD") AND FRANK SEPULVEDA PANCHITO'S-TESORO MEXICAN RESTAURANT & CANTINA, INC. ("TENANT") FOR THE USE OF PUBLIC PROPERTY BEHIND THE PLAZA DE ARMAS BUILDING LOCATED AT 121 PLAZA DE ARMAS AND COMPROMISING APPROXIMATELY 203 SQUARE FEET

OF SPACE AT THE RATE OF \$183.00 PER MONTH OR .90 PER SQUARE FOOT.

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AN ORDINANCE 83,638

AUTHORIZING THE CITY MANAGER TO ENTER INTO A PROFESSIONAL SERVICES CONTRACT WITH MORRIS & MCDANIEL, INC. IN THE AMOUNT OF \$35,200 FOR PREPARATION AND ADMINISTRATION OF A POLICE CAPTAIN'S ASSESSMENT CENTER EXAMINATION; AND AUTHORIZING PAYMENT OF LODGING AND RELATED EXPENSES FOR FOUR ASSESSORS FOR SEVEN DAYS IN AN AMOUNT NOT TO EXCEED \$10,000 FOR A TOTAL EXPENDITURE OF NOT MORE THAN \$45,200.

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AN ORDINANCE 83,639

AUTHORIZING A CONTRACT IN THE AMOUNT OF \$9,900 WITH THE SAN ANTONIO INDEPENDENT SCHOOL DISTRICT OF BEXAR COUNTY TEXAS TO PROVIDE NUTRITIONAL SNACKS IN THE URBAN SMARTS PROGRAM TO CLIENTS OF THE YOUTH SERVICES DIVISION OF THE DEPARTMENT OF COMMUNITY INITIATIVES.

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AN ORDINANCE 83,640

AUTHORIZING THE SAN ANTONIO PUBLIC LIBRARY TO SUBMIT AN APPLICATION TO THE TEXAS STATE LIBRARY FOR GRANT FUNDING IN THE AMOUNT OF \$10,000.00 FOR THE "LEA POR VIDA " (READ FOR LIFE) PROJECT.

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AN ORDINANCE 83,641

AUTHORIZING THE SUBMISSION OF AN APPLICATION TO THE TEXAS STATE LIBRARY FOR A LIBRARY SERVICES AND CONSTRUCTION ACT GRANT IN THE AMOUNT OF \$34,100.00 TO HELP SUPPORT EL CATALOGO DE LOS NINOS, THE SPANISH LANGUAGE VERSION OF THE ON-LINE KID'S CATALOG.

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AN ORDINANCE 83,642

AUTHORIZING THE SUBMISSION OF AN APPLICATION TO THE TEXAS STATE LIBRARY AND ARCHIVES COMMISSION FOR A MAJOR URBAN RESOURCE LIBRARY (MURLs) GRANT FOR STATE FISCAL YEAR 1997 IN THE AMOUNT OF \$86,400.00 TO PROVIDE ON-SITE PUBLIC LIBRARY SERVICES AND MATERIALS FREE OF CHARGE TO ANY PERSON LIVING OUTSIDE OF THE AREA WHERE RESIDENTS SUPPORT THE SAN ANTONIO PUBLIC LIBRARY THROUGH THEIR PAYMENT OF LOCAL TAXES.

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AN ORDINANCE 83,643

ACCEPTING A GRANT IN THE AMOUNT OF \$177,063.35 FROM THE TEXAS STATE LIBRARY TO PURCHASE COMPUTER EQUIPMENT, COMMUNICATIONS HARDWARE, AND COMMUNICATIONS LINES TO PROVIDE INTERNET ACCESS FOR LIBRARY USERS.

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AN ORDINANCE 83,644

AUTHORIZING THE TEMPORARY CLOSURE OF THE MERIAN AND THE NORTH SIDE OF NUEVA STREET BETWEEN ALAMO AND PRESA STREETS FROM 6:00 P.M., FRIDAY, APRIL 5, 1996 UNTIL 8:00 P.M., SUNDAY, APRIL 7, 1996 IN CONNECTION WITH THE STARVING ARTIST ART SHOW, SPONSORED BY THE HISTORIC LITTLE CHURCH OF LA VILLITA.

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AN ORDINANCE 83,645

APPROVING A PARADE PERMIT AND AUTHORIZING THE TEMPORARY CLOSURE OF ONE LANE OF ROOSEVELT FROM MEMORIAL STADIUM LOCATED AT 4002 ROOSEVELT TO SAN JOSE DRIVE TO MISSION SAN JOSE (SAN JOSE AND PYRON DR.) FROM 7:00 A.M. UNTIL 10:30 A.M., SATURDAY, APRIL 20, 1996 IN CONNECTION WITH THE 1996 CULTURAL ARTS EXHIBIT PARADE, SPONSORED BY HARLANDALE INDEPENDENT SCHOOL DISTRICT.

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AN ORDINANCE 83,646

APPOINTING JOHN LAMBERT (DISTRICT 10) TO THE AFFIRMATIVE ACTION ADVISORY COMMITTEE FOR A TERM OF

OFFICE TO EXPIRE ON JANUARY 31, 1998.

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AN ORDINANCE 83,647

REAPPOINTING DR. JOHN HERBOLD (DISTRICT 10) TO THE ANIMAL CONTROL ADVISORY BOARD FOR A TERM OF OFFICE TO EXPIRE ON APRIL 3, 1998.

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AN ORDINANCE 83,648

REAPPOINTING DAVID CARPENTER (MAYOR) TO THE CLEAN-UP CITY COMMISSION FOR A TERM OF OFFICE TO EXPIRE ON FEBRUARY 24, 1998.

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AN ORDINANCE 83,649

REAPPOINTING RALPH BENDER (DISTRICT 9) TO THE COMMISSION FOR CHILDREN AND FAMILIES FOR A TERM OF OFFICE TO EXPIRE ON JUNE 27, 1997.

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AN ORDINANCE 83,650

APPOINTING GRACE HERNANDEZ (DISTRICT 10) TO THE DISABILITY ACCESS ADVISORY COMMITTEE FOR A TERM OF OFFICE TO EXPIRE ON JUNE 30, 1997.

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AN ORDINANCE 83,651

REAPPOINTING DIXIE KINGSTON (DISTRICT 8) TO THE HIGHER EDUCATION AUTHORITY FOR A TERM OF OFFICE TO EXPIRE ON DECEMBER 15, 1997.

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AN ORDINANCE 83,652

REAPPOINTING JOHN W. SALMONS (DISTRICT 9) TO THE HOME IMPROVEMENT ADVISORY BOARD FOR A TERM OF OFFICE TO EXPIRE JUNE 23, 1997.

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AN ORDINANCE 83,653

APPOINTING PATRICIA BLASCHKE-DEVEAU (MAYOR) TO THE
MAYOR'S COMMISSION ON THE STATUS OF WOMEN FOR A TERM
OF OFFICE TO EXPIRE ON DECEMBER 15, 1997.

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AN ORDINANCE 83,654

REAPPOINTING IRENE CHAVEZ TEJEDA (MAYOR) TO THE
PARKS AND RECREATION BOARD FOR A TERM OF OFFICE TO
EXPIRE ON MARCH 31, 1998.

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AN ORDINANCE 83,655

REAPPOINTING MARTIN BARTLETT (MAYOR) TO THE
TRANSPORTATION ADVISORY BOARD FOR A TERM OF OFFICE
TO EXPIRE ON JANUARY 26, 1998.

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AN ORDINANCE 83,656

REAPPOINTING EMILY THUSS (DISTRICT 9) TO THE ZONING
COMMISSION FOR A TERM OF OFFICE TO EXPIRE ON JUNE
30, 1997.

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96-08 The Clerk read the following Ordinance:

AN ORDINANCE 83,657

SELECTING CIVIL DESIGN SERVICES, INC. TO PROVIDE
ENGINEERING SERVICES IN CONNECTION WITH THE DRURY
STREET - LOGWOOD TO DEADEND COMMUNITY DEVELOPMENT
BLOCK GRANT (CDBG) PROJECT; REVISING THE PROJECT
BUDGET; AUTHORIZING \$3,630.50 FOR MISCELLANEOUS
ENGINEERING CONTINGENCY EXPENSES; AUTHORIZING THE
NEGOTIATION OF A CONTRACT IN AN AMOUNT NOT TO EXCEED
\$36,305.00; AND PROVIDING FOR PAYMENT.

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

Mr. Avila spoke to the importance of this project to the city's south side.

Mr. John German, Director of Public Works, spoke to the project's timetable for completion.

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.

96-08 The Clerk read the following Ordinance:

AN ORDINANCE 83,658

SELECTING THE DABNEY GROUP, INC. TO PROVIDE ENGINEERING SERVICES IN CONNECTION WITH THE MAYFIELD - SOMERSET TO LAREDO HIGHWAY COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT; REVISING THE PROJECT BUDGET; AUTHORIZING \$3,030.00 FOR MISCELLANEOUS ENGINEERING CONTINGENCY EXPENSES; AUTHORIZING THE NEGOTIATION OF A CONTRACT IN AN AMOUNT NOT TO EXCEED \$30,300.00; AND PROVIDING FOR PAYMENT.

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

In response to a question by Mr. Avila, Mr. John German, Director of Public Works, addressed the project's timetable for completion.

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.

96-08 The Clerk read the following Ordinance:

AN ORDINANCE 83,659

AUTHORIZING PAYMENTS OF REFUNDS TOTALING \$31,636.83, TO PERSONS MAKING A DOUBLE PAYMENT, OVERPAYMENT, OR AS A RESULT OF A VALUE CHANGE ON 44 TAX ACCOUNTS.

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

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.

96-08 The Clerk read the following Ordinance:

AN ORDINANCE 83,660

AUTHORIZING THE PAYMENT OF MEMBERSHIP RENEWAL DUES FOR THE PERIOD DUES FOR THE PERIOD OF JANUARY TO DECEMBER 1996 IN THE AMOUNT OF \$50,000.00 TO THE GREATER AUSTIN-SAN ANTONIO CORRIDOR COUNCIL.

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

Mr. Clint Bolden, Director of Economic Development, explained the benefits of membership in the Greater Austin-San Antonio Corridor Council.

Mayor Thornton spoke in support for the Council's role, noting that its work is important to the economic development of this entire area.

Mr. Ross Milloy, Executive Director, spoke briefly to the role of the Greater Austin - San Antonio Corridor Council.

Mr. Solis spoke to his desire that the City Council have more frequent briefings on the Corridor Council's work.

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, Thornton; NAYS: None; ABSENT: Webster.

96-08 The Clerk read the following Ordinance:

AN ORDINANCE 83,661

APPROVING THE TERMS AND CONDITIONS AND AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT WITH THE FIRM OF LAKE/FLATOBURG TO PERFORM ARCHITECTURAL-ENGINEERING SERVICES FOR THE

INTERNATIONAL CENTER PROJECT AND APPROPRIATING FUND
IN AN AMOUNT NOT TO EXCEED \$1,036,450.00 FOR SAID
SERVICES TO BE PAID FROM THE 1996 TAXABLE
CERTIFICATE OF OBLIGATION SALE.

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

Ms. Jelynn Burley, Director, Convention Center Expansion Office, spoke to the background of the International Center Project, and to the \$2.9 million increase in projected budget and the reasons for that increase. She stated that staff recommends moving forward with the planning of this project, at the same time studying the budget issue and addressing it as needed.

Ms. McClendon spoke in support for the project, but voiced her concern with the figures for minority participation.

In response, Ms. Mary Burton, representing Lake/Flato-BRG, stated that her group has only assembled its 'core team', and that more engineering firms will be added to the fast-track project.

In response to a question by Ms. McClendon, Ms. Burton stated that her goal is to add African-American firms.

Mr. Ross spoke to his concern with the projected 35 per cent increase in the project cost, now estimated to be in the \$11.5 million-\$12 million range, instead of the previously estimated \$8.5 million.

Ms. Burley spoke to the value-engineering process being followed, noting that each team submitting designs for consideration all projected costs for their projects in excess of the early staff estimates. She stated that, within three weeks, staff can develop options for the Council to consider, by March 15, 1996, and can then make recommendations.

Mr. Ross stated his feeling that the design teams were asked to present plans within the \$8.5 million budget estimate.

Ms. Burley noted that every design submitted exceeded the budget estimate, and City Council was so informed by the jury selected to make the design-competition recommendation.

Mr. Ross stated his opinion that City Council needs to make a decision as to whether or not to increase the project budget.

Mr. Alexander E. Briseno, City Manager, stated that he also is concerned with the costs involved, and he reviewed the status of the project, noting that all submitted designs were at least \$1 million above budget estimates. He noted that much already has been cut from

the project, as a result. He noted that the original project budget estimate was only a rough estimate without many of the amenities and design features, and he spoke to the major amenities planned. He stated that it is up to City Council as to what is done with this major downtown project, and stated that he feels that he can work the costs to reduce them. He further stated that, on March 15, 1996, staff will bring to City Council options and recommendations, to eliminate some items or to identify funds for them, if they are retained.

Mayor Thornton spoke to this second experience in using the 'independent jury' method in a design competition, and stated his belief that all competing firms should be held to designs within the stated budget, or disqualified.

Mr. Briseno stated that the Council can, if it wishes, throw out all the bids received on this project and start over.

Mayor Thornton spoke in support for the City Manager's recommendation for a March 15, 1996 date for presentation of options and recommendations.

In response to a question by Mr. Avila, Mr. Manuel Longoria, Assistant Director, Department of Economic Development, discussed small, minority and women-owned business enterprise goals.

Mr. Solis spoke to his concern that City Council might have been misled by staff on this matter. He addressed his concern for the increase in the budget for the project, over earlier estimates, and where those additional funds might come from, inasmuch as the City is near the 'cap' on sale of Certificates of Obligation. He stated his feeling that the project scope has changed from the original scope, and expressed his feeling that it is unfair to change the design after citizens have seen it. He stated that the City may have to re-design the project anyway to bring it back within the original budget. He then discussed the SMWBE goals for the project versus the actual participation figures of the bidders.

Mr. Briseno stated his belief that City staff did not mislead the City Council on this matter, noting that staff was not involved in judging the design competition, which was done by an independent jury. He spoke to SMWBE levels in a series of engineering contracts just awarded during today's Consent Agenda as an example of meeting those goals.

Mr. Jack Rawlings, representing the project management firm, spoke to the process used in reviewing the submitted plans to go before the independent jury, noting that all those design estimates were above budget and in the range of \$12-13 millions.

Mr. Flores also spoke to his concern with the costs involved, and spoke to informal "B" Session figures given on this project, stating his belief that a 35 per cent increase is too much.

In response to a question by Mr. Marbut, Mr. Rawlings spoke to the various aspects of the project that drove up the costs.

Mr. Marbut spoke against moving forward with this project without having more information.

Mayor Thornton suggested letting the reconciliation process go forward for the next three weeks, then see what develops.

Mr. Ross stated his belief that architectural and engineering firms have an obligation to inform the City when a project is going well over budget.

Mr. David Lake, representing Lake/Flato-BRG, explained how the project costs rose in this case, stating that 'add-on' factors influenced the final costs.

Mayor Thornton stated that this is a matter of money, and not concerns with design.

Mr. Lake then spoke to provisions in the Request For Proposal.

A discussion ensued concerning how much of the project could be build with an estimated \$9.5 million.

Ms. McClendon stated that she holds the construction manager responsible for this situation, and spoke of her hope that staff can provide satisfactory options in the next three weeks.

In response to a question by Mr. Peak, Ms. Burley spoke to plans to be developed by March 15, 1996, stating that staff will look at potential new sources of funding and possible design changes, as well.

Mr. Peak stated his desire to keep the negotiations going on this project and seek options over the next three weeks.

Mr. Briseno then summarized the direction given by Council in this discussion.

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

Mayor Thornton spoke in support of the 'design competition' method used in this case, and spoke to the need to adjust the process.

Mr. Briseno stated that designs must be down under-budget, in the future.

96-08 The Clerk read the following Ordinance:

AN ORDINANCE 83,662

APPROVING AN AMENDMENT TO ORDINANCE NO. 82321,
PASSED ON JUNE 8, 1995 TO INCREASE THE MEMBERSHIP ON
THE COUNCIL COMMITTEE ON STATE INITIATIVES FROM
THREE (3) MEMBERS TO FIVE (5) MEMBERS WITH TERMS OF
OFFICE TO RUN CONCURRENT WITH THE CITY COUNCIL'S
TERM OF OFFICE.

Lynda Billa Burke - Chair
Ruth Jones McClendon
Howard Peak
Roger Flores, II
Juan F. Solis, III

* * * *

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

96-08 TRAVEL AUTHORIZATION - Granted:

Councilman Roger Flores, II, to travel to Washington, D. C.
from March 9, 1996 to March 12, 1996, to attend the NLC Conference.

* * * *

Councilwoman Ruth Jones McClendon, to travel to Washington, D.
C. from March 08, 1996, to March 12, 1996 to attend the National League
of Cities Annual Congressional Conference.

* * * *

Councilwoman Lynda Billa Burke to travel to Washington, D. C.
from March 9, 1996 to March 12 1996, to attend the National League of
Cities Conference.

* * * *

Councilman Juan F. Solis, III, to travel to Washington, D. C.
from March 6, 1996 to March 10, 1996, to attend the National League of
Cities.

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Mayor William E. Thornton to travel to Washington, D. C. from March 08, 1996 to March 10, 1996, to attend the National League of Cities Congressional Cities Conference.

* * * *

Councilman Robert A. Herrera to travel to Washington, D. C. from March 09, 1996 to March 12, 1996, to attend the National League of Cities Congressional Cities Conference.

* * * *

96-08

ZONING HEARINGS

3A. CASE #Z95233(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.

Mr. Peak made a motion to continue this rezoning case to a future date to be determined. Mr. Herrera seconded the motion.

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

Zoning Case Z95233CC was continued to a future date to be determined.

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. Andy Guerrero, Land Development Services, stated that staff has been informed that the applicant in this case wishes to withdraw his case.

Mr. Webster made a motion to accept the withdrawal. Mr. Flores seconded the motion.

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

Zoning Case Z95214 was withdrawn.

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96-08 (At this point, Mayor Thornton was obliged to leave the meeting. Mayor Pro Tem Peak presided.)
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3C. CASE #Z95230 - to rezone and reclassify P-10, P-10A, P-10B, P-10C, P-14 and P-14A, NCB 18089, Crystal Hill and Crystal Bow, from Temporary "R-1" Single Family Residence District to "R-3" Multiple Family Residence District. Property is located at the intersections of Crystal Hill and Crystal Bow and Crystal Run and Crystal Moon and Crystal Bow.

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

Mr. Lou Lendman, Planning Department, spoke to City staff's change in its recommendation in this case, and explained the reasons for the change in recommendation.

Mr. Andy Ballard, Traffic Engineering, Department of Public Works, spoke to his department's concern with generation of heavy traffic volume, estimated to be about 10,500 vehicles per day, in this immediate area. He stated that a reduction in that estimated traffic volume, down to about 8,500 vehicles per day, has been developed, but staff still is concerned with the heavy volume.

Mr. Bill Kaufman, attorney representing the proponent, described the property in question, stating that it is ideal for multi-family development. He addressed a brief history of the rezoning request, and stated his belief that the requirement for a traffic impact study was unusual, so close to the hearing of the case. He stated that the proponent has agreed to reduce the density of the development and to have the traffic study conducted. He then spoke to the results of that traffic study and their impact, stating his belief that the actual increase in traffic volume is insignificant. He noted that the

proponent has not met with the coalition of neighborhood groups involved since last December, and spoke of his client's willingness to compromise.

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

Mr. Ernani Falcone, 9322 Beowulf, Chairman, Northwest Neighborhood Alliance, spoke to the membership of his coalition and the track-record of relations with the proponent in this case. He reviewed questions raised during negotiations, and spoke of his group's concerns with the traffic impact in the area, based on the City traffic impact study, and the impact of traffic on other developments, as well. He noted that traffic improvements planned in the Bandera Rd./Wurzbach vicinity are still years in the future. He also noted that his group is concerned with the increase in gated communities and their impact on delivery of City services, and urged the Council to reject the rezoning proposal.

Mr. Ray Hamilton, 2523 Wilderness Hill, representing Northwest Neighborhoods for Organized Development (NNOD), stated that this proposed development will have a marked impact on the area, and spoke to the need to get control of growth. He spoke to the need for a balanced approach to traffic studies and development impact on an area.

Mr. Ed Rawlinson, Superintendent, Northside Independent School District, spoke in objection to the project that will impact all area schools with an influx of an estimated 300-400 new students. He stated his belief that the development also will impact traffic in the area, as well.

Mr. Stan Waghalter, 2351 West Mulberry Avenue, representing a neighborhood group, spoke to his concern with erosion of adjacent property values through development of these apartments, and spoke against the rezoning request.

Mr. William Thornberry, representing Great Northwest Homeowners Association, spoke to his group's concerns with overcrowding of area schools.

In rebuttal, Mr. Kaufman spoke to questions of loss of property value in the area, stating his belief that opponents are concerned with not allowing children from the apartments attend area schools. He stated that there is no problem with flooding in the area, and stressed that the development will be long-range in nature, not immediate. He spoke to his opinion that the opponents to the rezoning don't live in this area, and spoke to his concern with school districts sanctioning real estate developments.

In response to a question by Mr. Ross, Mr. Mike Cude, engineer for the development, stated that the area is not flood-prone, but a portion of it is within the 100-year flood-plain. He then

addressed the recent Upper Olmos Creek Drain Master Plan details as to flooding.

In response to a question by Mr. Ross, Mr. David Steitle, 9215 Powhatan, traffic engineer, stated that he performed the traffic impact study in the area at the request of the developer, and spoke to its details. He stated his feeling that any additional traffic generated from this development will be manageable.

In response to a question by Mr. Ross, Mr. Kaufman discussed placing a 'cap' of 25 units per acre on the development of multi-family housing, and agreed to so deed-restrict the property involved.

Mr. Ross made a motion to approve a P-1(R-7) zoning on 30 acres of the area in question, and R-3 on 37 acres, with a cap of 25 units per acre to be placed on the R-3 development. Mr. Solis seconded the motion.

Mr. Lendman then asked that the remaining 33 acres in the property in question, located within the 100-year flood-plain, be made R-1.

Mr. Ross stated his desire to consider staff's request at a later date, and stated his belief that the area in question within the flood-plain should remain Temporary R-1 for now.

In response to a question by Mr. Webster, Mr. Rawlinson discussed long-term pupil growth projections in the Northside Independent School District and how raw acreage is factored-in for those projections.

Mr. Webster spoke to his concern that the Planning Department is adopting an 'advocacy' position on zoning cases, for or against, in neighborhoods. He spoke to the City's responsibility for providing customer service and implementing City Council policy.

Mr. Travis Bishop, Assistant to the City Manager, stated that this will be taken up with the staff.

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, Peak, Webster, Thornton; NAYS: None; ABSENT: Marbut.

AN ORDINANCE 83,663

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-10, P-10A, P-10B, P-10C, P-14 AND P-14A, NCB 18089, CRYSTAL HILL AND CRYSTAL BOW, FROM TEMPORARY "R-1" SINGLE FAMILY RESIDENCE DISTRICT TO "R-3" MULTIPLE FAMILY RESIDENCE DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00."

* * * *

3D. CASE #295031 - to rezone and reclassify Temporary "R-1" ERZD Single Family Residence Edwards Recharge Zone District and Temporary "R-1" Single Family Residence District to "R-A" ERZD Residence-Agriculture Edwards Recharge Zone District, "R-1" ERZD Single Family Residence Edwards Recharge Zone District, "P-1(R-1)" ERZD Planned Unit Development Single Family Residence District, "R-5" ERZD Single Family Residence Edwards Recharge Zone District, "R-5" Single Family Residence District, "B-2NA" ERZD Non-Alcoholic Sales Edwards Recharge Zone District "B-2" Business District, "B-2" ERZD Business Edwards Recharge Zone District "B-3NA" ERZD Non-Alcoholic Sales Edwards Recharge Zone District and "B-3NA" Non-Alcoholic Sales District, "B-3" Business District and "I-1" Light Industry District. Target area is generally located between Jones-Maltsberger Road, Bulverde Road and south of Loop FM 1604 east.

Mr. Andy Guerrero, Land Development Services, stated that City staff would like to postpone consideration of this rezoning case for 30 days in order to respond to certain questions.

Mr. Webster made a motion to postpone the case for 30 days. Mr. Herrera seconded the motion.

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

Zoning Case Z95031 was postponed for 30 days.

96-08 PUBLIC HEARING AND CONSIDERATION OF ORDINANCE ON STREET CLOSINGS.

Mayor Thornton declared the Public Hearing to be open.

No citizen was signed to speak to this matter.

Mr. Oscar Serrano, Asset Management Department, briefly explained the proposed closing and quitclaiming of portions of two City streets and an unimproved alley.

Mayor Thornton declared the Public Hearing to be closed.

The City Clerk read the following Ordinance:

AN ORDINANCE 83,664

CLOSING, VACATING, ABANDONING AND QUITCLAIMING PORTIONS OF IMPROVED WARNER AND MOBERLY STREETS AND A PORTION OF AN ADJACENT UNIMPROVED ALLEY, AS REQUESTED BY DAIRY STORES, JOINT VENTURE & SOUTHERN FOODS GROUP, L.P., FOR A TOTAL CONSIDERATION OF \$74,399.00.

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96-08

CITY MANAGER'S REPORT

DROUGHT MANAGEMENT PLAN

Mr. Travis Bishop, Assistant to the City Manager, stated that San Antonio Water System is to brief City Council on the Drought management Plan, and will ask the Council to set an agenda item for action at next week's City Council meeting, raising the 'trigger levels' of the Aquifer Drought Management Plan.

Mr. Joe Aceves, President/Chief Operating Officer, San Antonio Water System, spoke to the proposed change to the 'trigger levels' in response to a serious potential situation. He noted that a drop in the levels of the Edwards Aquifer could bring about more lawsuits seeking protection of endangered species.

Mayor Thornton spoke to the need to get a handle on our water situation, noting that San Antonio is totally dependent upon water from the Edwards Aquifer since the community rejected both a lake and water transfer. He stated his feeling that the federal government will be impacting San Antonio in this situation, and spoke of the need to adopt a plan to remove our total dependence upon the waters of the Edwards Aquifer. He addressed the effects of the current situation upon economic development, and stated that the only project now being developed in this situation is a water re-use plan, which only addresses the re-use of non-potable water. He stated that, in a few weeks, he will bring a plan to City Council, addressing the problem.

Mr. Aceves stated that computer models predict that the Edwards Aquifer water levels will drop some 25 feet during the January through May time period, unless we receive more-than-average rainfall during that period.

Mr. Peak made a motion to direct City staff to place upon the Council agenda next week, at a 4:00 P.M. time-certain, consideration of recommendations from San Antonio Water System on changing the 'trigger levels' for the Edwards Aquifer Drought management Plan. Mr. Solis

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seconded the motion.

Mr. Peak spoke of the matter as a serious situation, noting that the Drought Management Plan may well get down to the third level. He spoke of the possible impact to local businesses, including possible shutdowns.

Mr. Aceves stated that he would make a report on this to the Council.

In response to a question by Mr. Ross, Mr. Aceves stated that the major concern is not the volume of water being used from the Edwards Aquifer, but the impact of a water-level drop on Comal Springs and its endangered species.

Mr. Ross asked that the SAWS report next week also address alternatives.

Mr. Aceves discussed the differences in 'trigger levels' by San Antonio Water System and the Edwards Underground Water District, and the calculations involved.

Mr. Solis stated that the public needs to be properly informed on the entire matter and receive an explanation for the steps being taken, relative to water.

Mayor Thornton addressed the consequences, depending upon whether or not actions are taken in this matter.

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

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96-08

CITIZENS TO BE HEARD

MR. GUILLERMO GARCIA SMYTHE

Mr. Smythe spoke to the Council about his treatment by the San Antonio Police. He feels he has been targeted by the Police and is followed at different times. He has spoke to various individuals at several City offices and had not been properly assisted.

City Manager Alexander E. Briseno spoke to the many City employees who have attempted to help Mr. Smythe. He then asked Mr. Smythe to meet with a representative of the Community Initiatives Department, present in the audience to discuss the problems.

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MS. NINFA CARDENAS

Ms. Ninfa Cardenas brought up the subject of food stands at the Market Square. She took issue to what she views as preferential treatment given to the Chili Queens at Market Square. (A copy of a letter is on file with the papers of this meeting).

Councilman Flores stated that the City staff will be conducting a drawing for food stands at Market Square during Fiesta week and the drawing will be equitable for all concerned.

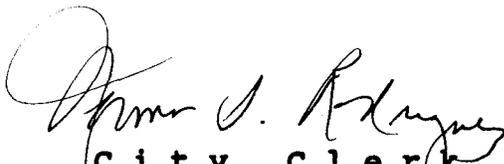
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96-08 City Council recessed its regular meeting at 4:18 P.M. to convene in Executive Session for a Staff Briefing on the negotiations of the terms and conditions for the possible purchase of Cattleman's Square property. Council adjourned the Executive Session and reconvened the regular session at 4:37 P.M., at which time the presiding officer stated that Council had been briefed on the above topic and had given staff direction, but had taken no action.

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96-08 There being no further business to come before the Council, the meeting was adjourned at 5:01 P.M.

A P P R O V E D


M A Y O R

Attest:


C I T Y C L E R K